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on May 17, 2011.

PATENT  
Docket No.: 87225-711999 (000610US)

KILPATRICK TOWNSEND & STOCKTON LLP

By: /Jo Ann Honcik Dallara/  
Jo Ann Honcik Dallara

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re application of:

SMIDER and HERIOT

Application No.: 10/578,054

Filed: June 28, 2007

For: A NON-FLUORESCENT, NON-  
ENZYMATIC, CHEMILUMINESCENT  
AQUEOUS ASSAY

Customer No.: 20350

Confirmation No.: 4790

Examiner: Do, Pensee T.

Art Unit: 1641

COMMUNICATION RESPONSIVE TO  
SECOND RESTRICTION  
REQUIREMENT

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Commissioner:

The following is responsive to the Office Action mailed on April 15, 2011. A petition for a 1-month extension extending the period of response until June 15, 2011, accompanies this communication. Applicants do not believe that any additional fees are owed; however, should additional fees be owed, the Commissioner is authorized to deduct such a fee from the undersigned's Deposit Account No. 20-1430.

The Office Action restricts the pending claims into four groups.

Applicants elect **Group II** corresponding to system claims 16-29.

The Office Action suggests that the Examiner intended to request an election of species but no specific instructions were provided.